

**MINUTES**  
**Notice of Regular Meeting**  
**Oneida County Board of Supervisors**  
**Tuesday, August 21, 2018 – 9:30 a.m.**  
**County Board Meeting Room - 2<sup>nd</sup> Floor Oneida County Courthouse**

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**CALL TO ORDER.**

Chairman Hintz called the meeting to order at 9:30 a.m. in the County Board Meeting Room of the Oneida County Courthouse. There was a brief moment of silence for our troops here and overseas followed by the Pledge of Allegiance.

**Members Present:** Bob Mott, Alan VanRaalte, Billy Fried, Lance Krolczyk, Tom Kelly, Jack Sorensen, Sonny Paszak, Dave Hintz, Mike Timmons, Mitchell Ives, Ted Cushing, Bob Metropulos, William Liebert, Steven Schreier, Scott Holewinski, Russ Fisher, Greg Oettinger, Robb Jensen, Jim Winkler, Greg Pence and Bob Almekinder.

**Members Present: 21**

**ANNOUNCEMENTS BY CHAIR, CORRESPONDENCE AND COMMUNICATIONS:**

- Sign attendance form at the podium.
- Please use a microphone when speaking.

**ACCEPT THE MINUTES OF THE MAY 15, 2018 AND THE JUNE 19, 2018 MEETINGS.**

**Motion/Second Jensen/Sorensen** to accept the minutes of the May 15, 2018 and June 19, 2018 Meeting. All Aye, motion approved.

**REPORTS/PRESENTATIONS:**

- Service awards presented to Lisa Charbarneau and Kris Ostermann.
- Veterans Service Office 2017 annual report presented by Tammy Javenkoski.
- Social Services annual report presented by Mary Rideout.
- Report regarding Resolution # 48 – 2018/Ordinance Amendment # 10 – 2018, Chapter 9 of the Oneida County Zoning and Shoreland Protection Ordinance presented by Karl Jennrich.
- Sale of Expera and Oneida County Loan. Per Chairman Hintz there will be no impact on the existing loan with the new owners in place.

**PUBLIC COMMENT:** Lisa Tadych spoke regarding a submitted petition against the gravel pit. Kevin Tadych discussed the current owners and grandfathering of the gravel pit. Ted Ronk of Minocqua read a letter from the board of directors of the Timber Ridge Property Owners Association in opposition of the gravel pit. Jack Thiesen discussed zoning. Karrie Fuhrman spoke in opposition of the gravel pit. Ron Safford asked for a “No” vote to expand the gravel pit operation. Alice Smith of Hazelhurst read part of an email sent to Oneida County Supervisors opposing the proposed rezoning issue. Pat Winger, the previous owner of Winger Concrete, discussed the need for this industry, the business was established in 1918. Jim Small discussed details of the rezone presented. Dewy Winger the original owner of Winger Concrete spoke. Joseph Smith spoke in opposition to the rezone.

**CONSENT AGENDA:**

**Resolution # 52 – 2018:** Offered by the Supervisors of the Land Records Committee approving the conveyance of parcel TL 433-9 to George W. Rychlock.

**WHEREAS**, the tax foreclosed parcels identified in Exhibit A listed below have been offered for public sale pursuant to the procedures in Chapter 18 of the General Code of Oneida County, WI; and,

**WHEREAS**, the Land Records Committee has determined it would be in the best interest of Oneida County to convey the parcels by quit claim deed to the successful bidders listed in Exhibit A.

**NOW, THEREFORE, BE IT RESOLVED**, that the Board of Supervisors of Oneida County hereby approve the sale of the parcels listed in Exhibit A below to the successful bidders listed with any condition or terms listed in Exhibit A; and,

**BE IT FURTHER RESOLVED**, that upon receipt of the bid amount and recording fee from the successful bidders listed in Exhibit A, the County Clerk is authorized to sign and place the county seal upon a quit claim deed for the parcels listed in Exhibit A; and,

**BE IT FURTHER RESOLVED**, that the County Treasurer is authorized and instructed to assign to the successful bidder, at the time of issuance of the quit claim deed, all county certificates on the property sold.

Approved by the Land Records Committee this 14<sup>th</sup> day of August, 2018.

Offered and passage moved by: Sonny Paszak, Bill Liebert, Mike Timmons, Greg Pence and Greg Oettinger.

**Resolution # 53 – 2018:** Offered by Supervisors of the Health & Aging Committee to create a Senior Nutrition Advisory Council for the Department on Aging.

**WHEREAS**, the Oneida County Department on Aging (aging unit) receives Older Americans Act grant funds to operate the Senior Nutrition Program in Oneida County to serve congregate and home delivered meals to qualifying individuals.

**WHEREAS**, the State of Wisconsin requires all county aging units receiving Older Americans Act grant funds to have a Senior Nutrition Advisory Council to represent participants and the communities served and operate in an advisory capacity to the program.

**WHEREAS**, By-laws for the Council have been created and approved by the Health and Aging Committee.

**NOW, THEREFORE, BE IT RESOLVED**, these By-laws are effective upon approval by the Oneida County Board of Supervisors, and execution by the County Board Chair.

Approved by the Health & Aging Committee this 14<sup>th</sup> day of August , 2018.

Offered and passage moved by: Tom Kelly, Jim Winkler, Bob Metropulos, Steven Schreier and Dr. Walt Gager.

**Resolution # 54 – 2018:** Offered by the Supervisors of the Conservation and UW-EX Education Committee authorizing the Land and Water Conservation Department to apply for 75% funding assistance under the Aquatic Invasive Species” Grant Program from the WDNR.

**WHEREAS**, Oneida County has over 1100 lakes, rivers, and streams, and contains one of the highest concentrations of natural lakes in the world; and

**WHEREAS**, the quality of these waters is being threatened by aquatic invasive species; and

**WHEREAS**, Oneida County recognizes the importance of the quality of our waters to its citizens and local economies; and

**WHEREAS**, Oneida County recognizes the need for a workable plan that will prevent the introduction of aquatic invasive species into new waters, and control, reduce, or eliminate aquatic invasive species already present in some bodies of water; and

**WHEREAS**, 75% percent of the cost of such planning, prevention, and control activities may be paid by a grant from the Wisconsin Department of Natural Resources (WDNR); and

**WHEREAS**, the LWCD must apply for a grant through the "Aquatic Invasive Species" grant program through the WDNR to receive funding.

**NOW, THEREFORE, BE IT RESOLVED**, that the LWCD is authorized to apply for 75% funding assistance for such programming under the "Aquatic Invasive Species" Grant Program from the WDNR.

**BE IT FURTHER RESOLVED**, that the Oneida County Board of Supervisors hereby authorizes the Chairman of the Conservation and UW-EX Education Committee, to submit an application for a two-year grant to the WDNR not to exceed \$5,000 in grant funds for an aquatic invasive species Early Detection and Rapid Response project, to sign documents and take necessary action to undertake, direct, complete the approved aquatic invasive species grant, and submit reimbursement claims along with necessary supporting documentation within six months of project completion date.

**BE IT FURTHER RESOLVED**, that the LWCD is authorized to meet the County's 25% share of the financial obligations of this aquatic invasive species grant, through the assignment of LWCD personnel to work on and complete the project, including timely publication of the results.

**Approved by the Conservation and UW-EX Education Committee this 13th day of August, 2018.**

Offered and passage moved by: Bob Mott, Alan VanRaalte, Jim Winkler and Robb Jensen.

**Resolution # 55 – 2018:** Offered by the Supervisors of the Land Records Committee authorizing the conveyance of part of PIN PE 128-2 to Holiday Acres Properties, Inc. and part of PIN PE 128-2 to the Town of Pelican.

**WHEREAS**, Oneida County retained a 100 foot strip of land on each side of the center line of existing roads crossing the NW ¼ - NW ¼, Section 11, Township 36 North, Range 9 East, as recorded in Volume 58 of Deeds, Page 191, Document Number 121024, together with timber rights on said lands, and reserved the gravel rights on said NW ¼ - NW ¼ as recorded in Register of Deeds on January 27<sup>th</sup>, 1945; and,

**WHEREAS**, a request has been made to Oneida County from the adjoining landowner listed in Exhibit A below requesting that a portion of said strip of land described above adjacent to South Shore DR be conveyed to them as they are the present adjoining owner of the land, and they have paid the \$100.00 administrative fee to process this request; and,

**WHEREAS**, the Town of Pelican has been notified of this request and has no objection to such request, and the Land Records Committee recommends that the parcel described in Exhibit A be conveyed to the adjoining landowner, and that the 66' right-of-way of South Shore Dr and Steep Rd described below in Exhibit A be conveyed to the Town of Pelican for the \$30 cost of recording a deed.

**NOW, THEREFORE, BE IT RESOLVED**, that the Oneida County Board of Supervisors hereby approves conveying the parcel described in Exhibit A below to the adjoining landowner as listed in Exhibit A, and that the 66' right-of-way of South Shore Dr be conveyed to the Town of Pelican, and the Board authorizes the County Clerk, upon receipt of the \$30 deed recording fees, to issue a quit claim deed conveying any interest the County has in the descriptions described in Exhibit A.

Approved by the Land Records Committee this 10<sup>th</sup>, day of July 2018.

Offered and passage moved by: Sonny Paszak, Bill Liebert, Mike Timmons, Greg Pence and Greg Oettinger.

- Appointments to Committees, Commissions and other Organizations:
  - Reappoint William Korner, Jr. to the Human Services Board for a 3 year term expiring September 2021.
  - Reappoint Harland Lee to the Zoning Board of Adjustment for a 3 year term expiring July 2021.
  - Reappoint Guy Hansen to the Zoning Board of Adjustment for a 3 year term expiring July 2021.

- Reappoint Norris Ross to the Zoning Board of Adjustment for a 3 year term expiring July 2021.

*Supervisor Pence left 10:56 a.m.*

*Supervisor Pence returned 10:58 a.m.*

Supervisor Winkler requested Resolution # 56 – 2018 be pulled from the Consent Agenda.

**Motion/Second: Cushing/Mott** to accept the revised Consent Agenda as presented.

**Roll Call Vote:** 20 Aye, 0 Nay, 1 Absent, Pence

**Student Representative:** 1 Aye

**Consent Agenda:** Approved

**Recess called at 10:58 a.m.**

**Return from Recess 11:09 a.m.**

*Supervisor Metropulos left at 10:59 a.m.*

### **CONSIDERATION OF RESOLUTIONS & ORDINANCES:**

**Resolution # 56 – 2018:** Offered by the Supervisors of the Forestry, Land & Recreation Committee authorizing out-of-state travel for the Forestry, Land & Recreation Committee to travel to Michigan to tour the Eagle Mine and processing mill at a date to be determined.

**WHEREAS**, in order to obtain education about pros and cons of metallic mining; and

**WHEREAS**, the Eagle Mine in Upper Michigan is an example of an active metallic mine and processing mill that would offer the type of information that Committee members would require in order to assist in making an informed decision with regard to metallic mining if that should come to a vote of the County Board; and

**WHEREAS**, there is no other appropriate mines within reasonable travel distance from Oneida County,

**NOW, THEREFORE, BE IT RESOLVED**, the Forestry, Land & Recreation Committee members and other County Board Supervisors are authorized for mileage, one night's lodging, and per diem to travel to Michigan to tour the Eagle Mine and processing mill at a date to be determined; and

**BE IT FURTHER RESOLVED** that this will be noticed as an open meeting for members of the public who wish to travel as their own expense to attend the tour.

Offered and passage moved by: Jack Sorensen, Alan VanRaalte, Bob Mott, Greg Pence and Bob Almekinder.

**Discussion:** Winkler stated the tour should be opened up to the entire County Board. Sorensen discussed that the tour will start early in the morning and was set up specifically for this committee. Desmond stated that 5 people were approved per Finance. Finance Director Darcy Smith was called up and discussed how this would affect the budget.

**Motion/Second Jensen/Liebert to Amend Resolution # 56 – 2018 to amend line 15 to insert “and other County Board Supervisors.”**

**Roll Call Vote on Amendment to Resolution # 56 – 2018/Rezone Petition # 1 – 2018:** 18 Aye, 2 Nay, Krolczyk, Fried, 1 Absent, Metropulos

**Student Representative:** 1 Aye

**Amendment to Resolution # 56 – 2018:** Adopted

**Roll Call Vote on Amended Resolution # 56 – 2018/Rezone Petition # 1 – 2018:** 20 Aye, 0 Nay, 1 Absent, Metropulos

**Student Representative:** 1 Aye

**Amended Resolution # 56 – 2018/Rezone Petition # 1 – 2018:** Passes

**Resolution # 57 – 2018/Rezone Petition # 1 – 2018:** Offered by the Supervisors of the Planning and Development Committee amending the Master Zoning District Document and the Oneida County Official Zoning District Boundary Map, by changing the zoning district classification from District #07 – Business to District #8 – Manufacturing and Industrial on property described as Part of Government Lot 1 and the NE NW, Section 10, T38N, R6E, lying east of the abandoned railroad and west of Highway 51, except for parcels HA 115-6, HA 113-6, HA 113-6A and HA 113-7, Town of Hazelhurst, Oneida County.

**WHEREAS**, and having considered Rezone Petition #1-2018, (copy attached) which was filed January 3, 2018, to amend the Master Zoning District Document and the Oneida County Official Zoning District Boundary Map, and having given notice thereof as provided by law and having held a public hearing thereon July 11, 2018 pursuant to Section 59.69(5), Wisconsin Statutes, and having been informed of the facts pertinent to the changes which are as follows:

To rezone land from District #07-Business to District #08-Manufacturing & Industrial on property described as part of Government Lot 1 and the NE NW, Section 10, T38N, R6E, lying east of the abandoned railroad and west of Highway 51, except for parcels HA 115-6, HA 113-6, HA 113-6A, and HA 113-7, Town of Hazelhurst, Oneida County.

And being duly advised of the wishes of the people in the area affected as follows:

**WHEREAS**, the owner would like to operate a non-metallic mine on the property, and;

**WHEREAS**, immediately to the south of the property is a long standing concrete batch plant and what use to be a non-metallic mine, and:

**WHEREAS**, the Town of Hazelhurst has held multiple meetings to discuss the rezone petition and has approved the rezone petition, and;

**WHEREAS**, On July 11, 2018 the Planning and Development Committee held a public hearing and the adjoining landowners were provided with a written notice of the change and several property owners testified against the rezone petition, and;

**WHEREAS**, The Planning & Development Committee has reviewed the general standards as specified in Section 9.86(F) of the Oneida County Zoning & Shoreland Protection Ordinance and concluded that the standards have been met. The Planning & Development Committee recommends passage.

**NOW THEREFORE, THE ONEIDA COUNTY BOARD OF SUPERVISORS DOES ORDAIN AS FOLLOWS:** Petition #1-2018:

Section 1: Any existing ordinances, codes, resolutions, or portion thereof in conflict with this ordinance shall be and are hereby repealed as far as any conflict exists.

Section 2: The ordinance shall take effect the day after passage and publication as required by law.

Section 3: If any claims, provisions, or portions of this ordinance are adjudged unconstitutional or invalid by a court of competent jurisdiction, the remainder of the ordinance shall not be affected thereby.

Section 4: Rezone Petition #1-2018 is hereby adopted amending the Master Zoning District Document and the Oneida County Official Zoning District Boundary Map, by changing the zoning district classification from District #07-Business to District #8-Manufacturing and Industrial on property described as follows:

Part of Government Lot 1 and the NE NW, Section 10, T38N, R6E, lying east of the abandoned railroad and west of Highway 51, except for parcels HA 115-6, HA 113-6, HA 113-6A, and HA 113-7, Town of Hazelhurst, Oneida County.

The County Clerk shall, within seven (7) days after adoption of Rezone Petition #1-2018 by the Oneida County Board of Supervisors, cause a certified copy thereof to be transmitted by mail to the Hazelhurst Town Clerk.

Approved by the Planning and Development Committee this 25<sup>th</sup> day of July 2018.

Offered and passage moved by: Scott Holewinski, Jack Sorensen, Mike Timmons and Ted Cushing.

**Discussion:** Jennrich went over the rezone petition in Hazelhurst. He advised there were multiple public hearings and it was approved by the town of Hazelhurst. Cushing discussed rezone and the background. Discussion ensued.

**Roll Call Vote on Resolution # 57 – 2018/Rezone Petition # 1 – 2018:** 14 Aye, 6 Nay, VanRaalte, Fried, Liebert, Krolczyk, Mott, Winkler, 1 Absent, Metropulos

**Student Representative:** 1 Nay

**Resolution # 57 – 2018/Rezone Petition # 1 – 2018:** Passes

**Resolution # 58 – 2018:** Offered by the Supervisors of the Land Records Committee and the Administration Committee authorizing the cost of \$65,000 for a new Land Records Management System in the Register of Deeds.

**WHEREAS**, the current Register of Deeds (ROD) Land Records Management Software System is over 20 years old and runs on the AS 400 computer in the Information Technology Department (IT); and,

**WHEREAS**, Oneida County IT has begun the planning stages to remove systems from the AS 400 platform and it is IT's goal is to transition all departments software systems off the AS 400 to server based systems over the next 5 years, with the land records management system to be the first; and,

**WHEREAS**, the current Web server for the ROD online service will also need to be replaced in the next couple years; and,

**WHEREAS**, an opportunity to start the process of moving the ROD land records management system off the AS 400 starting this year would help in the transition, and the ROD could take advantage of an attractive cost proposal; and,

**WHEREAS**, moving to a new land records management system will use the newest hardware and software technology, include new enhancements and features, and provide a cost savings to the ROD and Oneida County in terms of reduced maintenance costs; and,

**WHEREAS**, the ROD has researched a new system, compared the full suite of products offered, visited other Registers that use the system, and reviewed the benefits of moving off the current land records management system to a new one; and,

**WHEREAS**, the ROD determined acquiring a new land records management system would be beneficial to that office and would be in the best interest of Oneida County to pursue at this time; and,

**WHEREAS**, the Land Records Committee agrees with the Register of Deeds and request that the \$65,000 cost of the system be part of a 2018 Capital Improvement Program, where half the funds would come out of the Wis. Land Information Program Land Records Fee Account, and half would come out of the Oneida County General Fund to cover the cost of a new Land Records Management System for the Register of Deeds Office.

**NOW, THEREFORE, BE IT RESOLVED**, that the Oneida County Board of Supervisors authorizes that the cost of \$65,000 for a new Land Records Management System in the Register of Deeds be funded by \$32,500 from the Wis. Land Information Land Records Continuing Appropriations Fees and \$32,500 to come from the Oneida County General Fund; and,

**BE IT FURTHER RESOLVED**, that the Oneida County Budget for fiscal 2018 be amended to reflect a transfer of \$32,500 from the General Fund and \$32,500 from the Wis. Land Information Land Records Continuing Appropriations be transferred to the IT Department Budget for Land Records Hardware and Software for a new Land Records Management System for the Register of Deeds.

Offered and passage moved by: Dave Hintz, Billy Fried, Bob Mott, Robb Jensen, Sonny Paszak, Bill Liebert, Mike Timmons, Greg Pence and Greg Oettinger.

**Discussion:** Register of Deeds Kyle Franson went over the proposed software system, the current one is over 20 years old.

**Motion/Second Liebert/Mott to amend line 5 to add “and the Administration Committee.”**

**Roll Call Vote on Amendment:** 20 Aye, 0 Nay, 1 Absent, Metropulos

**Student Representative:** 1 Aye

**Amendment:** Passes

**Roll Call Vote on Amended Resolution # 58 – 2018:** 20 Aye, 0 Nay, 1 Absent, Metropulos

**Student Representative:** 1 Aye

**Amended Resolution # 58 – 2018:** Passes

**Resolution # 59 – 2018/Ordinance Amendment # 59 – 2018:** Offered by the Supervisors of the Administration Committee to amend Section 23.06 & 23.07 of the General Code of Oneida County to increase dog license fees.

**WHEREAS**, Oneida County has determined that it is in the best interest of the citizens of Oneida County to contract with the Oneida County Humane Society for purposes of operating a stray hold facility for animals in Oneida County;

**WHEREAS**, as part of contracting with the Oneida County Humane Society for services it has been recommended that the County increase the license fee for dogs in Oneida County; and

**WHEREAS**, the proposed increase in dog license fees is from \$3.00 to \$5.00 for spayed/neutered dogs and \$8.00 to \$15.00 for unneutered or unsprayed dogs; and

**WHEREAS**, the increase in dog license fees will help to offset the contract costs with the Oneida County Humane Society.

**NOW, THEREFORE, THE ONEIDA COUNTY BOARD OF SUPERVISORS DOES ORDAIN AS FOLLOWS:**

Section 1. Any existing ordinances, codes, resolutions, or portions thereof in conflict with this ordinance shall be and hereby are repealed as far as any conflict exists.

Section 2. This ordinance shall take effect the day after passage and publication as required by law.

Section 3. If any claims, provisions or portions of this ordinance are adjudged unconstitutional or invalid by a court of competent jurisdiction, the remainder of this ordinance shall not be affected thereby.

Section 4. Section 23.06 & 23.07 of the General Code of Oneida County, Wisconsin, is amended as follows [additions noted by underline, deletions noted by strikethrough]:

#### **23.06 PROGRAM EXPENDITURES SUPPORTED BY LICENSE FEES.**

1. Dog License Taxes: The dog license taxes paid to the County Treasurer shall be kept in a separate account and shall be known as the "Dog License Fund", which shall be appropriated and disbursed for the purposes and in the manner following:

- (a) Within 30 days after receipt of the same, the County Treasurer shall pay to the State Treasury five percent (5%) of the minimum tax provided for under section 174.05(2), Wisconsin Statutes, of all dog license taxes.

- (b) Expenses necessarily incurred by the County in purchasing books, forms and other supplies required in the administering of the dog license law.
- (c) Expenses incurred by the County under section 95.21(4)(b) and (8) Wisconsin Statutes.
- 2. Claims: Any amount remaining in the fund after deducting the above expenses shall be made available for and may be used as far as necessary for paying claims allowed by the County to the owners of domestic animals, for damages done by dogs during the license year for which taxes were paid. These claims are limited to One Thousand Dollars (\$1,000.00) per incident. In addition, NO claim shall be paid to any person who has failed to obtain a license for a dog that is required to be licensed.
- 3. Surplus Funds: Any amounts left in the "Dog License Fund" after the payment of claims shall be distributed to the Town's pursuant to the mandates of Wis. Stat. s. 174.06, 174.07 and 174.09, and pursuant to any amendment thereto. If the county has contracted with an entity to act as the pound facility for the County, the funds shall then be disbursed pursuant to Wis. Stat. s. 174.09(2) to that facility and not to the Towns as described above.
- 4. Liability: All claims filed under paragraph (2) above, shall be solely against the dog license fund and shall not create any other liability on the part of the County.

### 23.07 DOG LICENSE

- 1. Dog License: Except as provided in Section 174.054, Wisconsin Statutes, the owner of a dog more than five (5) months of age on January 1st of any year or 5 months of age within the license year shall annually on or before the date the dog becomes five (5) months of age pay the dog license tax ~~as provided in Section 174.05, Wisconsin Statutes~~ of \$5.00 for neutered/spayed dogs and \$15.00 for intact dogs, and obtain a dog license. Any license-eligible dog obtained during the license period or brought into the County must be licensed within thirty (30) days of obtaining the animal or bringing the animal into the County. The license year commences on January 1st and ends on the following December 31st. Proof of rabies vaccination in the form of a signed certificate from a veterinarian (See Section E below) shall be presented at the time of licensing to the city, village, Town Treasurer or Clerk issuing the license pursuant to Section 174.05 and 174.07, Wisconsin Statutes. The licensing person shall prepare a report to the County Clerk as prescribed in Section 174.08, Wisconsin Statutes.

[The remainder of 23.07 remains unchanged]

Offered and passage moved by: Dave Hintz, Ted Cushing, Billy Fried, Robb Jensen and Bob Mott.

**Discussion:** Per Hintz this resolution raises fees for dogs as the Oneida County Humane Society will now take over with an increased level of service to the County. Discussion ensued regarding fees and how the change will affect the towns.

**Roll Call Vote on Resolution # 59 – 2018/Ordinance Amendment # 59 – 2018:** 20 Aye, 0 Nay, 1 Absent, Metropulos

**Student Representative:** 1 Aye

**Resolution # 59 – 2018/Ordinance Amendment # 59 – 2018:** Passes

**Resolution # 60 – 2018:** Offered by the Supervisors of the Administration Committee to join class-action lawsuit for money owed by United States Government.

**WHEREAS,** The United States Court of Federal Claims has certified the pending case entitled *Kane County, Utah v. United States*, Case Nos. 1-739C and 17-1991C (Consolidated), as a class action lawsuit, allowing local governments such as Oneida County to opt in as a member of the class to qualify for a potentially substantial financial award owed to it by the government of the United States under the Payments in Lieu of Taxes Act (PILT Act) for the fiscal years 2015, 2016, and 2017; and

**WHEREAS,** the County must formally file a Class Action Opt-In Notice Form with the Court in order to qualify for its share of the class action recovery, and there is no risk or "downside" to the County's participation as a member of the class;

**NOW, THEREFORE,** the Oneida County Board of Supervisors shall and hereby does approve the participation of Oneida County as a party in said class action lawsuit and authorize Oneida County Corporation



Counsel Brian J. Desmond to complete and file a Class Action Opt-In Notice Form on behalf of the County prior to the September 14, 2018 deadline for filing with the Court, as the official act of Oneida County.

Offered and passage moved by: Dave Hintz, Robb Jensen, Bob Mott and Billy Fried.

**Discussion:** Desmond discussed the underpayment of PILT (Payment in Lieu of Taxes). The PILT payment would be paid to the county and redistributed to the towns affected. Oneida County needs to sign up as the litigant for the towns to receive the payment.

**Roll Call Vote on Resolution # 60 – 2018:** 20 Aye, 0 Nay, 1 Absent, Metropulos

**Student Representative:** 1 Aye

**Resolution # 60 – 2018:** Passes

**NEXT MEETING DATE AND TIME:** September 18, 2018 @ 9:30 a.m.

**ADJOURNMENT:**

**Motion was made to adjourn at 12:48 p.m. by VanRaalte and seconded by Sorensen. All “Aye”, motion carried.**

**Meeting adjourned at 12:48 p.m.**